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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/884,108	06/20/2001	Francois Court	33808F151	3475	
7	590 07/01/2004		EXAM	EXAMINER	
Mr. Thomas S	S. Roland, Esquire		MULLIS, JI	EFFREY C	
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Philadelphia, PA 19103			1711 -		

DATE MAILED: 07/01/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

1) Notice of References Cited (PTO-892)  4) Interview Summary (PTO-413)				SK
Examiner   Seminer   Semi		Application No.	Applicant(s)	- 1
Defirey C. Mullis   1711	Office Action Summany	09/884,108	COURT ET AL.	
The MALING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Exhibitions of the margin be admissed used by providence of 37 CPR 1.136(a). In no overt, however, may a raply be finely filed to the providence of the provide	Office Action Summary	Examiner	Art Unit	,
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The previous rejection has been withdrawn based on applicants' remarks and amendment.

The following is a quotation of 35 U.S.C. § 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

Claims 1-3, 5-16, 18, 19 and 22-25 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Court et al. (French Patent 2772038).

Claim 2 of the patent discloses a composition having 25-95% of semicrystalline thermoplastic and 5-75% of ABC block copolymer. The composition also may contain 10% of a thermoplastic "D" compatible with block C such as PPE at page 6 lines 33-38. Block A may be syndiotactic methyl methacrylate at page 5 line 25 and copolymerized with glycidyl monomers at page 5 line 33 while the block B may be hydrogenated polybutadiene at page 6 lines 3-7 and block C may be polystyrene at page 6 lines 8-15. Note that the semicrystalline thermoplastic may be a homopolymer of A and/or C in patent claim 3 and include

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syndiotactic polystyrene at page 5 lines 9-12.

Note that an ABC polymethyl methacrylate-polybutadienepolystyrene block copolymer is exemplified in Example 3.

There are no specific examples of applicants' combination of polyphenylene ether and polystyrene homopolymer although the patent of course discloses that such materials may be used.

It would have been obvious to a practitioner having ordinary skill in the art at the time of the invention to produce applicants' composition based on the disclosure of the patent in the expectation of adequate results absent any showing of surprising or unexpected results.

Claim 20 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeffrey Mullis whose telephone number is (571) 272-1075. The examiner can normally be reached on Monday-Friday from 9:30 to 6:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Seidleck, can be reached on (571) 272-1078. The fax phone number for this Group is (703) 872-9306.

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (571) 272-0994.

J. Mullis:cdc

June 26, 2004

Jeffrey Mullis Primary Examiner Art Unit 1711